

# Federal Defenders OF NEW YORK, INC.

One Pierrepont Plaza-16th Floor, Brooklyn, NY 11201  
Tel: (718) 330-1200 Fax: (718) 855-0760

David E. Patton  
*Executive Director and  
Attorney-in-Chief*

Deirdre D. von Dornum  
*Attorney-in-Charge*

September 7, 2023

BY ECF and Email

The Honorable Kiyo A. Matsumoto  
United States District Court  
Eastern District of New York  
225 Cadman Plaza East  
Brooklyn, NY 11201

*Re: United States v. Tony Clanton, 23-CR-328 (KAM)*

Your Honor:

On August 25, 2023, the government served its initial production of discovery. ECF 30. The production was substantial and contained numerous items of surveillance footage from the alleged incidents. The government provided the production via a USB flash drive and undersigned prepared a copy for Mr. Clanton to review. Unfortunately, the sole laptop in his home was recently damaged and is now inoperable. Mr. Clanton requests a bond modification to permit him to view the discovery at a local library at the direction of Pretrial Services.

Mr. Clanton is currently not working and subject to home incarceration, and does not have sufficient funds to replace the laptop. Pretrial Services has no objection to this request. The government opposes this request. The discovery is not subject to a protective order. Mr. Clanton has a right to review his discovery, and permitting him to review the substantial discovery in this case at a location near his home without substantial cost is a reasonable modification to ensure that he can meaningfully participate in his defense. *See* U.S. Const. amend VI; Fed. R. Crim. P. 16; *Brady v. Maryland*, 373 U.S. 83 (1963); ECF 28 (Rule 5 Order).

Respectfully submitted,

/s Karume James  
Karume James  
Attorney for Tony Clanton  
Assistant Federal Defender  
Federal Defenders of New York  
(347) 638-3098  
karume\_james@fd.org

cc: AUSA Andrew Roddin (by ECF and email)  
Chambers of the Hon. Kiyo A. Matsumoto (by email)